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## PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY  
(Chapter II of the Patent Cooperation Treaty)

REC'D 17 OCT 2005

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(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 030263WO	FOR FURTHER ACTION		See Form PCT/IPEA/416
International application No. PCT/US04/10305	International filing date (day/month/year) 02 April 2004 (02.04.2004)	Priority date (day/month/year) 25 April 2003 (25.04.2003)	
International Patent Classification (IPC) or national classification and IPC IPC(7): G01S 5/14 and US Cl.: 342/357.15, 357.1, 357.08, 464			
Applicant QUALCOMM INCORPORATED			

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of 3 sheets, including this cover sheet.
3. This report is also accompanied by ANNEXES, comprising:
- (sent to the applicant and to the International Bureau) a total of \_\_\_ sheets, as follows:
    - sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).
    - sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.
  - (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) \_\_\_ , containing a sequence listing and/or tables related thereto, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).
4. This report contains indications relating to the following items:
- Box No. I Basis of the report
  - Box No. II Priority
  - Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
  - Box No. IV Lack of unity of invention
  - Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
  - Box No. VI Certain documents cited
  - Box No. VII Certain defects in the international application
  - Box No. VIII Certain observations on the international application

Date of submission of the demand 24 November 2004 (24.11.2004)	Date of completion of this report 25 September 2005 (25.09.2005)
Name and mailing address of the IPEA/ US Mail Stop PCT, Attn: IPEA/US Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450	Authorized officer Gregory C. Issing Telephone No. 703-306-4171
Facsimile No. (703) 305-3230	

Form PCT/IPEA/409 (cover sheet)(April 2005)

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/US04/10305

## Box No. I Basis of the report

1. With regard to the language, this report is based on:
  - the international application in the language in which it was filed.
  - a translation of the international application into \_\_\_\_\_, which is the language of a translation furnished for the purposes of:
    - international search (under Rules 12.3 and 23.1(b))
    - publication of the international application (under Rule 12.4(a))
    - international preliminary examination (under Rules 55.2(a) and/or 55.3(a))
2. With regard to the elements of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):
  - the international application as originally filed/furnished
  - the description:
 

pages 1-32 as originally filed/furnished  
 pages\* NONE received by this Authority on \_\_\_\_\_  
 pages\* NONE received by this Authority on \_\_\_\_\_
  - the claims:
 

pages 33-37 as originally filed/furnished  
 pages\* NONE as amended (together with any statement) under Article 19  
 pages\* NONE received by this Authority on \_\_\_\_\_  
 pages\* NONE received by this Authority on \_\_\_\_\_
  - the drawings:
 

pages 1-3 as originally filed/furnished  
 pages\* NONE received by this Authority on \_\_\_\_\_  
 pages\* NONE received by this Authority on \_\_\_\_\_
  - a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing.
3.  The amendments have resulted in the cancellation of:
  - the description, pages \_\_\_\_\_
  - the claims, Nos. \_\_\_\_\_
  - the drawings, sheets/figs \_\_\_\_\_
  - the sequence listing (*specify*): \_\_\_\_\_
  - any table(s) related to the sequence listing (*specify*): \_\_\_\_\_
4.  This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
  - the description, pages \_\_\_\_\_
  - the claims, Nos. \_\_\_\_\_
  - the drawings, sheets/figs \_\_\_\_\_
  - the sequence listing (*specify*): \_\_\_\_\_
  - any table(s) related to the sequence listing (*specify*): \_\_\_\_\_

\* If item 4 applies, some or all of those sheets may be marked "superseded."

Form PCT/IPEA/409 (Box No. I) (April 2005)

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.  
PCT/US04/10305

**Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**

**1. Statement**

Novelty (N)	Claims <u>None</u>	YES
	Claims <u>1-38</u>	NO
Inventive Step (IS)	Claims <u>NONE</u>	YES
	Claims <u>1-38</u>	NO
Industrial Applicability (IA)	Claims <u>1-38</u>	YES
	Claims <u>NONE</u>	NO

**2. Citations and Explanations (Rule 70.7)**

Claims 1-11, 15-20, 22-31 and 33 lack novelty under PCT Article 33(2) as being anticipated by Krasner.

Krasner teaches an acquisition aided mobile positioning receiver which acquires a first satellite signal and subsequently uses information measured with respect thereto to reduce the search time for a second satellite signal. The information derived from the first satellite is utilized to determine a time of arrival for a subsequent satellite. The step of determining a need to acquire is inherently met since the intended purpose is the desire to know position, thus, the need for acquisition is inherent.

Claims 15, 17, 18, 22-24, 26, 31 and 33 lack novelty under PCT Article 33(2) as being anticipated by Carter.

Claims 15, 17, 18, 22-24, 26, 31 and 33 lack novelty under PCT Article 33(2) as being anticipated by Underbrink.

Claims 1-38 lack novelty under PCT Article 33(2) as being anticipated by Soliman. Note: since the position estimate utilizes cell-ID info, it is inherent that a change in cell ID corresponds to a change in position.

Claims 1-38 lack novelty under PCT Article 33(2) as being anticipated by Bloebaum. Note: since the position estimate utilizes cell-ID info, it is inherent that a change in cell ID corresponds to a change in position.

Claims 1-38 meet the criteria set out in PCT Article 33(4), and thus have industrial applicability because the subject matter claimed can be made or used in industry.